

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

SB 2059 – HB 2129

March 27, 2018

SUMMARY OF ORIGINAL BILL: Changes, from February 1 to January 15, the reporting date the Tennessee Bureau of Investigation (TBI) is required to provide its annual report to the General Assembly on the amount of money collected from gun dealers that is in excess of the cost to the TBI to perform background checks.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENT (015966): Deletes and rewrites the proposed legislation to enact the “School Safety Act of 2018”, which authorizes local education agencies (LEAs) to enter into memorandums of understanding (MOUs) with local law enforcement agencies to permit off-duty law enforcement officers to serve as armed school security officers during regular school hours or during school-sponsored events conducted on the school’s premises. Repeals the proposed legislation on July 1, 2022.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Increase State Expenditures – \$80,977,000/Each FY18-19 through FY21-22

Increase Local Revenue – \$5,244,300/Each FY18-19 through FY21-22

Assumptions for the bill as amended:

- The proposed legislation adds a new section to the Schools Against Violence in Education (SAVE) Act, compiled in Title 49, Chapter 6, Part 8, authorizing LEAs to permit off-duty law enforcement officers to serve as armed school security officers during regular school hours when children are present and during school-sponsored events that occur outside of school hours, but are conducted on the school’s premises.
- The proposed legislation requires those LEAs that elect to employ armed school security officers to enter into a memorandum of understanding (MOU) with each law enforcement agency that employs the law enforcement officers that the LEA intends to select to serve as armed school security officers. The MOU must prescribe the type of

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firearm to be used, the manner in which the firearm may be carried, and provisions prohibiting the armed school security officer from addressing discipline issues that do not constitute crimes and do not impact the immediate safety of the students or staff.

- The proposed legislation requires the chief of each law enforcement agency in the state to prepare a list of the law enforcement officers that they deem as qualified to serve as an armed school security officer for LEAs. These lists are to be distributed to all LEAs within the jurisdiction of the law enforcement agency and law enforcement agencies in surrounding areas in which there is a mutual agreement for purposes of furnishing assistance in law enforcement.
- The proposed legislation provides for a lump sum payment to the armed security officer of \$58 per workday, \$2.00 to the local law enforcement agency employing the officer, and \$2.00 to the LEA, for a total cost of \$62 per day.
- The proposed legislation allows for schools to have no more than four state-funded armed security officer workdays per calendar day; the proposed legislation defines a “calendar day” as a 24-hour period, beginning at midnight and ending at midnight the following day.
- The proposed legislation provides for a maximum of four armed school security officers to be present during regular school hours and after regular school hours at school-sponsored events that occur on the school’s premises; a calendar year for LEAs consists of 180 school days.
- According to the Department of Education there are 1,814 public schools in the state.
- Assuming that all public schools will elect to employ the maximum of four armed school security officers during regular school hours and during school-sponsored events that occur outside of school hours, but are conducted on the school’s premises, the proposed legislation will increase recurring state expenditures by \$80,976,960 (1,814 schools x 180 days x \$62 x 4 armed school security officers).
- The proposed legislation requires the LEAs to distribute funds received from the grant program to the appropriate law enforcement agency and the armed school security officer.
- The proposed legislation allocates \$2.00 to the LEA, and \$2.00 to the local law enforcement agency.
- There will be an estimated increase in revenue to each of the LEAs that elect to participate in this program in the amount \$2,612,160 [(1,814 schools x 180 days x \$2 per day) x 4 armed school security officers].
- There will be an estimated increase in revenue to each of the local law enforcement agencies that are in the jurisdiction of LEAs that elect to participate in this program in the amount \$2,612,160 [(1,814 schools x 180 days x \$2/per day) x 4 armed school security officers].
- The total increase in local revenue is estimated to be \$5,224,320 (\$2,612,160/LEAs + \$2,612,160/local law enforcement agency participating in the program).

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in dark ink that reads "Krista M. Lee". The signature is written in a cursive, flowing style.

Krista M. Lee, Executive Director

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